

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION  
NO.: 7:09-CR-45-1-H

UNITED STATES OF AMERICA,

v.

LINWOOD KAREEM SMITH,

)  
)  
)  
)  
)

**ORDER**  
**AMENDING JUDGMENT**

This matter is before the Court on the government's motion filed August 4, 2011, for downward departure pursuant to Rule 35 (b) (2) of the Federal Rules of Criminal Procedure.

For good cause shown, the Court hereby grants the motion of the government for downward departure and amends the original judgment as follows:

It is hereby ordered that the Defendant is committed to the custody of the U.S. Bureau of Prisons to be imprisoned for a term of 48 months on Counts 3, 4 and 60 months as to Count 5, to run consecutive, for a total sentence of 108 months.

All other aspects of the original judgment dated January 5, 2010, are hereby reaffirmed.

This 30<sup>th</sup> day of January 2012, for December 12, 2011.

  
MALCOLM J. HOWARD

Senior United States Magistrate Judge

